

MINUTES OF MEETING OF THE BOARD OF PUBLIC WORKS, NOVEMBER 22, 1946.

The Board of Public Works met on November 22, 1946, in the office of the Governor, State House, Annapolis, Maryland.

There were present: Herbert R. O'Connor, Governor  
J. Millard Tawes, Comptroller.

Mr. Walter N. Kirkman, Director, Department of Budget and Procurement, also attended the meeting.

The Minutes of the meeting of September 23, 1946, copy of which had been sent to each member of the Board, were approved.

POST WAR CONSTRUCTION:

The Secretary brought to the attention of the Board a letter received from Mr. James R. Edmunds, Jr., Architect, recommending an increase of \$1,200.00 in the contract price for the Pasteurizing Building for the Crownsville State Hospital. The contractor advised that it has been impossible to obtain tile for the walls of the new building to match the existing tile walls in color and finish, and, in view of this, the architect recommended that the existing walls, which were intended to be used in the completed structure, <sup>be torn down</sup> and build the entire structure of new tile, reusing the existing doors and windows, at a cost of \$1200.00.

The Board approved the recommendation made by the architect, and authorized increasing the contract accordingly.

The Secretary brought to the attention of the Board a request received from Maryland Training School for Colored Girls for authority to employ a qualified engineer to direct the installation of the laundry equipment and for an appropriation to cover such employment.

The Board authorized the school to proceed with the purchase of this equipment but requested Mr. Kirkman to ascertain the length of time for which the services of an engineer would be required and the salary the school wishes to pay such an employee, and report to the Board at its next meeting.

The Board formally approved the awarding of a contract to the Costanza Construction Company for the building of a Staff Cottage and to finish the Addition to the Administration Building at Maryland Training School for Colored Girls in the amount of \$195,840.00 for both units, as fully set forth in letter of the Board of Managers of that institution dated September 26, 1946, to Mr. Kirkman. The Board also approved Equipment and Furnishings of \$7,709.00; Surveyors' fees of \$255.00; and Architect's fee in the amount of \$11,750.00. The Board previously had approved payment of the Architect's fee on Cottage for 50 girls in the amount of \$3,045.00.

The Board approved the employment of the firm of Taylor & Fisher as the architects, for the Classroom Building at Morgan State College, and of Mr. L. E. D. Gaudreau as the architect for the Auditorium Building included in the construction program for the college.

The Board approved payment for exterior painting in the amount of \$3,450.00 for Bowie State Teachers College from the allotment of \$14,000.00 included in the school's postwar construction projects to cover Repairs and Improvements, when the work is completed.

The Secretary brought to the attention of the Board a request received from Dr. T. G. Pullen, Jr., State Superintendent of Schools, for authority to use the funds allocated for Alterations and Improvements to Gymnasium in the amount of \$10,000 for improvements to the Library and to use \$8,700.00 of the allocation for Repairs and Improvements for the repairs needed to the Library. Dr. Pullen stated that it is desired to make improvements to the Library because of the increased enrollment and to satisfy requirements for accreditation as a standard college. With Dr. Pullen's letter of November 18, 1946 there was submitted a tabulation of bids received for the doing of this work.

The Board authorized the awarding of a contract to W. E. Bickerton Construction Co. in the amount of \$18,700.00 for improvements to the Library, payment to be made from the funds available in the Post War Construction Fund as set forth and requested above, for Bowie State Teachers College.

The Secretary brought to the attention of the Board a letter received from Dr. H. C. Byrd, President, University of Maryland, giving the Board a partial report as to the construction of temporary buildings for the housing of war veteran students. In connection with this construction Dr. Byrd stated that these buildings are being constructed by the Federal Government under an arrangement which provides that all costs are paid by the Federal Government, with the exception of main sewer lines, some parts of sidewalks, main lines of water, etc., and of a roadway. In addition to the temporary construction, the University has also made new classrooms through building partitions in large rooms, doing painting of refurbishing of storage rooms, etc.

Dr. Byrd requested authority for the construction of sewers, water lines, roads, etc., with the understanding that all costs will be defrayed from the current income of the University without additional funds being allocated by the Board of Public Works.

The Board approved request of Dr. Byrd, with the understanding that no additional funds would be required for this construction.

The Board approved the completion of the 12th Floor of the University Hospital for which \$100,000 is provided in the postwar construction program, with the payment of a \$3,000 fee to Mr. Edward A. Burnap, Construction Superintendent for this work. This work at the University Hospital to be done by labor and materials furnished by the University of Maryland, with all materials being subject to approval by the Department of Budget and Procurement and the payrolls being subject to approval by the State Employment Commissioner.

The Board approved the completing of the third floor of the Home Economics Building, University of Maryland, by the utilizing of the services of labor furnished by the University and materials obtained subject to the approval of the Department of Budget and Procurement, there being \$21,000 allotted for this construction in the postwar construction fund.

The Secretary advised the Board that a copy of the Agreement entered into between the University of Maryland and the Burnap-Owens Construction Company for construction work at College Park as authorized by the Board, had been received together with a list of the sub-contractors employed in connection with this construction. This Agreement was approved as to form and legal sufficiency by the State Law Department.

The Secretary also submitted a file of correspondence setting forth the method of procedure for the purchase of certain materials to be used in the execution of the contract mentioned above.

The Secretary brought to the attention of the Board copy of resolution dated September 18, 1946 passed by the Maryland Commission on Post-War Reconstruction and Development, wherein it was recommended that the Board of Public Works authorize the delegation of functions and responsibilities of the Post-War Reconstruction and Development Commission upon the Maryland State Planning Commission, a permanent State Agency.

The Board approved this recommendation and authorized the Maryland State Planning Commission to take up the work left uncompleted by the Maryland Commission on Post-War Reconstruction and Development, and follow it through to completion.

The Board authorized the payment of bill of W. C. Pinkard & Co., in the amount of \$75.00, covering appraisal fee for the property of the Whitaker Iron Company which had been considered as a possible site for the new Maryland Training School for Colored Boys, from the allotment set up in the Post War Construction Fund for this institution.

The Board approved an extension of time to September 18, 1946 in the case of Baltimore County Project #3-12, upon recommendation of the Commission on Post-War Reconstruction and Development.

The Board approved payments made by the State Comptroller's Office from the Post War Construction Fund since the last meeting of the Board, in the following accounts and amounts:-

Aid to local sub-divisions	\$36,304.40
State Tobacco Warehouse	34,612.78
Department of Motor Vehicles	39,298.08
Military Department	9,265.17
Department of Geology, Mines & Water Resources	859.13
Eastern Shore Chronic Disease Hospital	18,859.17
The Miners Hospital	5,244.48
Rosewood State Training School	6,480.00
Spring Grove State Hospital	35,166.04
Maryland Training School for Boys	934.77
Maryland Training School for Colored Girls	726.13
Cheltenham School for Boys	5,544.90
Morgan State College	26,336.87
University of Maryland	187,974.56
Total	\$406,748.35.

Col. Beverly Ober, Superintendent, Maryland State Police, with Mr. O. E. Adams, architect, and Messrs. C. C. Cogswell and W. K. Cogswell, representing the Cogswell Construction Company, presented to the Board a proposal for the restoration of the Old Soldiers' Home at Pikesville, Maryland, with additions, etc., to be made to provide a new Headquarters for the Department of Maryland State Police. Col. Ober also brought to the attention of the Board the need for new Barracks at Waldorf, Frederick, and Cumberland. The allocation of funds for the new Headquarters at Pikesville is \$154,000. and for new Barracks at the three mentioned locations, \$136,500., or a total of \$290,500. for all of the work.

After presenting a detailed description of the buildings at the present Old Soldiers' Home and what would be necessary to rehabilitate them to make them useful for the State Police, and with the new buildings to be erected, the Board was advised that the estimated cost of this work, including a fee of \$38,000 for the contractors, would be \$464,761. This price would not include any sodding, planting, or seeding, nor any movable furniture and fixtures excepting kitchen equipment and steel lockers which are included. The contractors stated that if the award could not be made on the basis of a fixed-fee, with a limit of \$464,761., with the State receiving the benefit of any savings possible within that figure, and that the award must be on a lump

sum basis, it would be necessary to add to the above estimate approximately 10% to cover possible increases in labor and material costs, as all materials are being quoted with escalator clauses attached.

After due consideration of the proposal the Board felt that it was unable to authorize Col. Ober to go ahead with the work because of the fact that the Board felt it was limited to the sum of \$154,000 which is included in the Postwar Construction Program for a new Headquarters for the Maryland State Police at Pikesville.

While there were no proposals submitted for the construction of the new Barracks at Waldorf, Cumberland, and Frederick, Col. Ober, in a letter which he submitted to the Board, showed that the cost of the construction recommended at those places would be \$112,283 each, for construction at Waldorf, Cumberland, and Frederick. In addition, it was stated that the land would have to be acquired at both Cumberland and Frederick for the new Barracks and that it was estimated that the cost of the land in each place would be \$4,000.

After considering what Col. Ober had to say about the necessity for the new Barracks at the three locations, it was decided that authority therefor could not be given because of the inadequacy of the money appropriated for the new Barracks. The amount allocated for the three locations included in the Postwar Construction Program is \$136,500. The Board felt that the construction at Frederick was not urgent because the property now being used as Barracks is under lease for two more years and any additional money which might be necessary could be provided at the 1947 Session of the General Assembly. The Board stated it was agreeable, however, to making available the total of \$136,500 for new Barracks at Waldorf and Cumberland, with construction being limited to the extent that the commitments for such construction would not exceed the sum of \$136,500. This would make it possible for the Department of Maryland State Police to have new Barracks at both Waldorf and Cumberland with the expectation that the 1947 Session of the Legislature would make provision for new Barracks at Frederick and also for additional money to supplement the amount of \$154,000. for new Headquarters at Pikesville.

Col. Ober was authorized to confer with Mr. Kirkman relative to the purchase of land at Frederick and Cumberland for the new Barracks at those locations.

Mr. Kirkman submitted to the Board a verbal report of his investigation of the situation at The Miners Hospital, Frostburg, Maryland. He stated that he had met with the members of the Hospital Board and interested citizens and organizations of Frostburg relative to the need for additional construction and repairs to the hospital. Mr. Kirkman stated that as a result of the conferences which he had had it was his recommendation that a new Maternity Wing should be added to the hospital and that \$10,000 additional funds should be provided for repairs to the building.

After due consideration of the report, the Board decided to recommend that additional construction and repair work be included in the Post War Construction Program and that the money therefor be provided by the General Assembly at the 1947 Session.

The Secretary brought to the attention of the Board a letter received from Mr. J. Milton Patterson, Director, State Department of Public Welfare, submitting a detailed report which had been made by Mr. James Posey, consulting engineer, relative to the utility and mechanical requirements of the Maryland Training School for Boys. This report was read to the Board in a summary fashion.

The Board decided that because of lack of funds available it would be unable to authorize the work recommended in the report. The Board, however, agreed to submit the report for consideration for inclusion in the construction program to be considered and approved by the Legislature at the 1947 Session.

The Secretary brought to the attention of the Board a communication from Rosewood State Training School in which recommendation was made that in addition to obtaining bids for the construction of all quarters for employees, heretofore authorized by the Board, that the school also be authorized to proceed with obtaining plans and specifications, and bids, for a new residence for the Superintendent.

The Board decided it could not authorize the construction of a new residence for the Superintendent at this time because of lack of money and that this is a matter which might receive consideration by the Legislature at the 1947 Session.

Mr. Kirkman reported to the Board that the repair work previously authorized for Cheltenham School for Boys in the amount of \$35,810., \$17,905.00 of which is payable from the Post War Construction Fund, has been duly awarded to Herring and McCall and is being proceeded with at this time.

The Secretary brought to the attention of the Board a request received from the Eastern Shore State Hospital for authority to advertise for bids for the construction of a new barn to replace one destroyed by fire. The Secretary advised the Board that the approximate cost for the new barn would be \$31,000 whereas there is only in the neighborhood of \$9,000.00 available received as insurance on the old barn.

After due consideration of the matter, the Board authorized the construction of this barn, with payment to be made from the insurance funds available and the balance to be taken from the item of "Electric Plant" in the amount of \$35,000 allocated to the hospital in the Post War Construction Program.

The Board approved payment of \$27.40 to Mr. Charles M. Bright, Stevensville, Maryland, covering expenses incurred by him in connection with the work done by him in obtaining options, etc., on the proposed Matapeake Park Site.

The Secretary brought to the attention of the Board report received from the Board of Natural Resources, dated November 12, 1946, relative to the selection of a site for a Bayside park and demonstration area. It was set forth in the report that the Park Committee of the Board of Natural Resources <sup>recommends</sup> that the site at Matapeake be given no further consideration at this time, but urged the acquisition of the Lusby tract or the Drum Point area as a Park site.

The Board approved the report as submitted but deferred action upon the recommendations made until the next meeting of the Board in order that Governor-elect Lane might be present when this matter is proceeded with.

#### BOARD OF NATURAL RESOURCES:

The Secretary advised the Board of receipt of information from the Standard Oil Company of New Jersey that a well, designated as Maryland Esso No. 1, located about four miles north of Ocean City, is being drilled under the provisions of the oil and gas lease that company holds from the State of Maryland. The well being drilled is on privately owned property within Worcester County, as permitted under paragraph three of the lease.

#### CARDINAL GIBBONS INSTITUTE:

The Secretary brought to the attention of the Board report received from The Cardinal Gibbons Institute for the period July 1, 1945 to June 30, 1946, with a request that the usual appropriation be made available to the Institute in the current fiscal year.

The Board approved the report and authorized payment of the usual appropriation.

CLERKS OF COURT:

The Board approved request of Mr. Granville C. Boyle, Clerk of Circuit Court for Harford County, for authority to expend the sum of \$15.00 to cover the doctor's bill incurred by the building janitor, Mr. L. O. Hall, in moving some of the heavy steel furniture of the Clerk's office when one of the fingers of his right hand was badly mashed and broken.

The Secretary brought to the attention of the Board communication received from Mr. Robert J. Spittel, Clerk of Circuit Court for Baltimore County, requesting authority to write-off as uncollectible an item of \$15.00 shown to be due from the United States of America as recording fee, as reflected in the report of the State Auditor of this office for the period from December 14, 1942 to June 30, 1945. This item of \$15.00 has been outstanding on the books of the Clerk's office since 1940.

The Board approved the request of the Clerk of Court.

CONSOLIDATED GAS ELECTRIC LIGHT & POWER COMPANY:

The Secretary brought to the attention of the Board a communication from the Consolidated Gas Electric Light and Power Company of Baltimore advising that, in accordance with request of the Board of Public Works as of July 13, 1946, a redetermination of demands of the State accounts supplied with service under the Schedule-3 contract the State has with this company, all demands have been redetermined with the exception of four which will be redetermined after the annual expiration of contract dates. With this letter from the Consolidated Gas Electric Light and Power Company there was submitted a tabulation giving the location and extent of demand changes which were effective with the October billing.

The Secretary advised the Board that this tabulation of Change in Demand has been reviewed by the Public Service Commission and had been found to bring about a saving of about \$700.00 for the month of October, 1946. Attention was called to the fact that the reduction will not remain constant during all months due to seasonal changes in the requirements at the various locations, and that the tabulation appears correctly to represent the demand at the locations listed.

COMPTROLLER OF THE TREASURY:

The Board approved payment of the following refunds of taxes paid to the State in error, from Miscellaneous Appropriation #2, Item #17:-

## Title Tax:

Wm. E. Brant, Jr.	\$16.15	
Capital Bakers, Inc.	28.07	
Capital Bakers, Inc.	28.04	\$72.29

## Corporation Taxes:

National Homes, Inc.	11.36	11.36.
(refund of penalty for failure to file schedule on time.)		

The Board also approved payment of the following items from the Budget of the State Tax Commission, Item #208-C, covering taxes paid to the State in error:-

Hagerstown Budget Shop, Inc.	\$10.00	
Somerset County Truck Growers Coop. Assoc.	10.00	
Albertson General Store, Inc.	10.00	
Susquehanna Purchasing & Marketing Coop. Inc.	10.00	
Theft Prevention Division, Inc.	10.00	
State Distributors, Inc.	10.00	
E. M. Skinner, Jr., Co.	5.00	
The Meadowbrook Club, Inc.	25.00	\$90.00.



COURT COSTS:

The Board approved the payment of \$2.90 from Item #207 of the budget of the Board of Public Works to Lafayette P. Temple, Inc., covering copy of transcript in the Matter of Tentative Gross Receipts Assessment for 1943 imposed against Western Maryland Railway Company, before the State Tax Commission on September 30, 1943. This expense was approved by the State Tax Commission and the office of the Attorney General.

DEPARTMENT OF CORRECTION:

The Secretary brought to the attention of the Board letter received from Mr. Omar D. Crothers, Jr., Chairman and Director, Department of Correction, submitting a list of Accounts Receivable and Uncollectible as of June 30, 1943, for the State Use Industries of the Maryland Penitentiary. Mr. Crothers stated that these accounts had been carefully reviewed with the Industrial Superintendent, the accountant of the institution, and a representative of the State Auditor's office. Charges which cannot be proven total \$813.04 and the Charges which can be substantiated but are not collectible total \$919.84, making a total of \$1,732.88.

The Board approved the writing-off of these accounts where they are impossible of collection.

The Secretary brought to the attention of the Board request received from the Department of Correction for the transfer of -

\$5,000 from the Maryland Penitentiary, State Use Industries Fund,  
2,500 from the Maryland House of Correction, State Use Industries Fund, and  
2,500 from the Maryland State Reformatory for Males, State Use Industries Fund,

to the Board of Correction-State Use Industries Fund Account, to cover salaries and expenses of the State Use Industries.

The Board approved the transfer of these funds as requested.

The Board formally approved the awarding of a contract to Charles T. King Company, Inc., in the amount of \$3,820.00, for work in connection with the water heating system at the Maryland State Reformatory<sup>for Males</sup>, payment to be made from the construction account balance in the 1941 appropriation.

DEPARTMENT OF PUBLIC BUILDINGS & GROUNDS:

The Board confirmed approval given individually by the members of the Board for the acceptance of the bid of Charles Nelson Brooks in the amount of \$675.00 for painting the Old Treasury Building, Annapolis.

DEPARTMENT OF STATE FORESTS AND PARKS:

The Secretary brought to the attention of the Board request which had been received from Mr. Joseph F. Kaylor, State Forester, for an allotment from the General Emergency Fund to cover Salary items in the Special Funds of that department which will be depleted before the end of the current fiscal year due to the increased rates of pay authorized as of September 1, 1946, by the Standard Salary Board. It was stated by Mr. Kaylor that the sum of \$1,243.00 will be needed for the Superintendent of the Swallow Falls Forest and \$203.00 for the Junior Stenographer in the Annapolis Office for the balance of this year.

The Board requested Mr. Kirkman to look into this situation and make a recommendation at the next meeting.

DEPARTMENT OF TIDEWATER FISHERIES:

The Secretary brought to the attention of the Board request received from the Department of Tidewater Fisheries for authority to purchase land and a building at Cambridge, Maryland, to be used for storage and for the development of a machine shop to make repairs on motors from State boats, at a cost of \$11,000.00.

In view of the fact that there are no funds currently available to the Department for the purchase in question, the Board was unable to authorize same.

EASTERN SHORE STATE HOSPITAL:

The Secretary brought to the attention of the Board communication from the Eastern Shore State Hospital wherein authority is requested to charge the cost of lumber on order for miscellaneous repairs at that institution to the balance in the 1939 Bond Issue account, the approximate cost being \$800.00.

The Board approved this request and authorized the hospital to proceed with the repairs needed.

TOWN OF GREENBELT:

Upon motion duly made and seconded, the following Resolution was unanimously adopted: -

WHEREAS, the United States of America has acquired and is acquiring real property for and is operating (a) rural rehabilitation project(s) for resettlement purposes, (as defined in 49 Stat. 2035, hereinafter called the "Act"), located within the jurisdictional limits of the local public taxing unit, hereinafter set forth; and

WHEREAS, the aforesaid project and the persons now and hereafter residing on or occupying such premises will be supplied with public or municipal services by the local public taxing unit hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the State of Maryland, that this resolution shall constitute the Request to the United States of America by and on behalf of said local public taxing unit, (pursuant to the provisions of Section 2 of the Act), to enter into an agreement for the payment by the United States of sums in lieu of taxes; and

BE IT FURTHER RESOLVED, that this body does hereby authorize its Comptroller to execute, for and on behalf of said local public taxing unit, said agreement with the United States of America.

In connection with the above Resolution the Secretary brought to the attention of the Board a form of Agreement received from the National Housing Agency, Federal Public Housing Authority, for the payment by the United States of America of the sum of \$3,257.01 in lieu of State taxes for the period January 1, 1946 to December 31, 1946 on project located at Greenbelt, Maryland.

The Board approved the form of Agreement and authorized the Comptroller to execute same on behalf of the Board of Public Works, with copy of the above Resolution to be furnished the Federal Public Housing Authority.

MARYLAND STATE POLICE:

The Secretary brought to the attention of the Board a file of correspondence had with Col. Beverly Ober, Superintendent, Maryland State Police, relative to the increasing of the allowance for members of the State Police force for maintenance. It was set forth that the allowance in effect has been at the rate of \$2.00 which is inadequate in view of the increased living costs at this time. It was the recommendation of Mr. Kirkman and the Secretary that this allowance be increased to \$2.70 per day.



However, it was pointed out that the allowance of this additional amount would embarrass the budget of the Maryland State Police, as it is estimated that approximately \$46,000 would be required to take care of the additional cost involved.

The Board approved an increase in the allowance to \$2.70 with the understanding that this additional amount will be taken care of adequately until the General Assembly can provide the necessary funds for the continued payment of this additional amount, it being expected that the Legislature at its 1947 Session would provide the necessary appropriation to supplement the budget for 1947 for the Maryland State Police so that the State Treasury would have the necessary authority to continue to take care of this additional allowance to the end of the present fiscal year.

#### MILITARY DEPARTMENT:

The Secretary brought to the attention of the Board a letter from Major General Milton A. Reckord, The Adjutant General, requesting authority to charge to the amount of \$7,026.30 received from the Insurance Adjusters for damages caused by fire in one of the buildings at Camp Ritchie, bills in connection with the fire, if any, or expenses in connection with the maintenance and upkeep of Camp Ritchie, as it is not expected that the building destroyed will be restored.

The Board approved this request.

The Board approved an allotment out of the contingent appropriation of \$250,000 for the operation of Camp Ritchie Hospital, with the understanding that a Budget Amendment dealing with the various items involved for salaries, expenses, etc., will be submitted by Mr. Kirkman and approved by the Governor. All items chargeable to the operation of the Camp Ritchie Hospital are to be charged to the account set up under the above mentioned budget amendment, and the Comptroller was authorized to make payments accordingly.

#### MORGAN STATE COLLEGE:

The Board approved, upon recommendation of Mr. Kirkman, the payment of \$600.00 per year, additional to Mr. Edward N. Wilson, Registrar of Morgan State College, for acting as Director of Evening Classes, this compensation to be in addition to his regular salary received in connection with the administration of the Scholarship Fund-Morgan State College.

The Secretary brought to the attention of the Board communication from Morgan State College submitting for the approval of the Board, and execution, an Agreement received by the college from the Right-of-Way Engineer for Baltimore City, relative to the right-of-way which Baltimore City desires in connection with the construction of a storm water sewer which will cross the property of Morgan State College.

The Board approved the execution of this Agreement and requested the Secretary to submit it to the State Law Department for approval as to form and legal sufficiency where the rights of the State are concerned.

Upon the recommendation of Mr. Kirkman, the Board approved payment of transmittal in the amount of \$15,448.00 chargeable to the Scholarship Fund-Morgan State College.

REGISTERS OF WILLS:

The Secretary brought to the attention of the Board a communication received from Mr. Harry D. Radcliff, Deputy Register of Wills for Frederick County, requesting information as to whether it would be in order for the Register of Wills for Frederick County to accept payment of \$160.00 due in the estate of James Houck, died 1930, without interest. It was set forth that an error of \$160.00 had been made by the clerk in collecting the tax due originally, and that a bill had been sent to the surviving executor for \$160.00 plus interest at the rate of 6% per annum for fifteen (15) years. The Register of Wills had received a check from the executor for the \$160.00 balance found to be due, but the executor is unwilling to make payment of interest, claiming that the clerk made the mistake and the Auditor passed the account.

The Board authorized the acceptance of the check in the amount of \$160.00 by the Register of Wills in full settlement of the account in order to close the matter.

The Secretary brought to the attention of the Board a communication received from Mr. Harry D. Radcliff, the newly elected Register of Wills for Frederick County, in which the Board of Public Works is requested to set the salary for the Register of Wills, as provided in Chapter 888 of the Acts of 1945. The Secretary advised the Board that he had submitted the matter to the Attorney General and had received an opinion under date of November 19, 1946, that "Under the plain mandate of the Constitution, the Board of Public Works is, in our judgment, without authority to increase the salary of the Register of Wills for Frederick County during his present term of office, commencing as it did on November 5, 1946".

In view of the opinion of the Attorney General, the Board was unable to take any action on the request of Mr. Radcliff, since the request was not received and considered by the Board prior to November 5, 1946, the date of the term for the new Register of Wills.

SPRINGFIELD STATE HOSPITAL:

The Comptroller brought to the attention of the Board the matter of certain unpaid bills of Springfield State Hospital for the fiscal year 1946 totaling approximately \$29,000. The Board was reminded that on May 29, 1946 Springfield State Hospital was authorized to use \$32,500 of funds previously impounded, for the replacement of a worn-out locomotive. It was the recommendation of the Comptroller's Office, the Secretary, and Mr. Kirkman that the original authority for the purchase of a locomotive from the 1946 funds should be withdrawn and that the 1946 obligations of the institution be taken care of out of the funds reserved for the purchase of this locomotive.

The Board rescinded its previous authority for the use of 1946 funds for the purchase of the locomotive in question and approved the use of these moneys for the payment of the 1946 outstanding obligations of the hospital totaling approximately \$29,000. At the same time, the Board recommended that the hospital make request of the General Assembly at its 1947 Session for funds to take care of the cost of a new locomotive, and any deficit in operations.

STATE DEPARTMENT OF PUBLIC WELFARE:

The Secretary advised the Board of receipt of a letter from Mr. J. Milton Patterson, Director, State Department of Public Welfare, furnishing Explanatory Information in Support of Budget Amendment of 10/24/46 of the State Department of Public Welfare, and stating that the department is practically without funds for the last quarter of the current fiscal year and that it will be necessary for the Department to discuss this matter further with the Board of Public Works in order that they may carry on for the next quarter on the basis of the budget amendment referred to.

No action was necessary at this time on the information furnished by Mr. Patterson.

STATE EMPLOYEES:

The Board approved request of the State Roads Commission for an extension of sick leave for Louis R. Jacks, Motor Equipment Operator in Calvert County, to November 30th if that much time is necessary. Mr. Jack's sick leave expired October 16, 1946, but there was to his credit 9 and 3/4 days of unused vacation leave.

STATE EXAMINING BOARDS:

The Secretary brought to the attention of the Board report of the State Auditor dated October 20, 1943 to the State Comptroller relative to the accounts and records of The State Board of Commissioners of Practical Plumbing for the period October 1, 1938 to June 30, 1943. The audit report showed a balance due the State of \$617.21 for the period mentioned and the State Auditor recommended that settlement be made to the State by the members of the Board holding office during the period covered by the audit report. The Secretary advised that both the State Comptroller and the Attorney General have endeavored to make collection of this balance from the members of the Board of Commissioners of Practical Plumbing without success. It is now the opinion of the Attorney General that these items totaling \$617.21 be written-off as uncollectible.

The Board approved the recommendation of the Attorney General and authorized the State Comptroller to be governed accordingly.

STATE ROADS COMMISSION:

The Secretary brought to the attention of the Board communications received from the State Roads Commission, requesting execution by the individual members of the Board of the following instruments: -

Deed and release covering acquisition by the Commission of right-of-way in Prince George's County from Vinton D. Cockey, et al; and

Deed conveying to Sunset Beach Development Company certain lands in Anne Arundel County, acquired by the Commission in connection with the Stony Creek Bridge Project, no longer required for the use of the State.

The Board approved these instruments and affixed their signatures thereto.

STATE TOBACCO WAREHOUSE:

The Secretary brought to the attention of the Board a complaint from a Mr. Florenz, representing the Phillip-Morris Tobacco Company, regarding excessive differences in weights of tobacco purchased by that company. The tobacco is weighed at the time it is received by the Warehouse and is billed to the purchaser at the same weight. In this case the purchaser claims that while there is some loss of weight due to drying-out, etc., the differences in weight on a number of purchases made by the company were excessive. Mr. Florenz requests that some adjustment be made and that the company be compensated for what might be regarded as an excessive loss in weight.

The Board requested Mr. Kirkman and Mr. McCusker to submit the matter to the Attorney General for advice as to whether the company has any legal claim for what they term excessive loss in the weight of the tobacco.

UNIVERSITY OF MARYLAND:

The Secretary brought to the attention of the Board a letter from Dr. H. C. Byrd, President, University of Maryland, advising that because of unusual conditions existing in the keeping of accounts at the University, it was necessary to call in some outside auditors and that he had employed the firm with which Mr. H. C. Casbarian, former Comptroller of the University of Maryland, is associated as a partner.

The Secretary was instructed to refer the matter to the Attorney General

for advice as to whether it was legal for Dr. Byrd to employ this accounting assistance and, if legal, what might be necessary to provide funds for the payment of these services.

The Board formally approved the purchase of Camp Somerset, in Somerset County, consisting of 42 acres and a number of barracks, by the University of Maryland, from the U. S. Farm Labor Administration, the property having been used during the war as a camp for prisoners. The Farm Labor Administration had agreed to make available to the University the sum of \$24,000 which the University could use in purchasing the property as surplus property of the United States Government. The Secretary advised the Board that the necessary legal details in connection with the acquiring of this property had been taken care of by the State Law Department.

The Secretary brought to the attention of the Board request received from Dr. H. C. Byrd, President, University of Maryland, for authority to proceed with repairs to the road in the grounds at the Princess Anne College, which is in very bad condition. The State Roads Commission advised Dr. Byrd that the cost for this road work would be approximately \$1,600.00.

The Board approved the doing of this work, with payment to be made from the balance remaining in the General Bond Issue of 1941 for improvements at Princess Anne, as authorized by Chapter 854 of the Acts of 1945.

#### LEASES:

Upon the recommendation of Mr. Kirkman the Board approved the following leases which had been executed for the several State agencies shown: -

- State Auditor - Standard Oil Company of New Jersey, for Suite 1401-2 and 3 in the Standard Oil Building, Baltimore, for a term of one year from October 15, 1946, at an annual rental of \$3,600.00.
- State Department of Education - Cliff Piercy & Company, for Room 105, 4700 Baltimore Boulevard, Hyattsville, Maryland, for a term of one year from October 1, 1946, at an annual rental of \$600.00, to be paid from Federal Funds since the office is to be occupied by the Vocational Rehabilitation Division.
- State Board of Examining Engineers - Court Square Building Corporation, for Suite 1716 Court Square Building, Baltimore, for a term of one year from December 1, 1946, at an annual rental of \$420.00.
- State Department of Health - Chain Stores Realty Corporation of Maryland, for offices in the Woolworth Building, Market Street, Pocomoke City, Maryland, for a term of four years from January 1, 1947, at an annual rental of \$600.00.
- State Industrial Accident Commission - The Calvert Building & Construction Company, for Suite 741 and Rooms 723, 725, 728, 744, 746, 747, 748, 749, 750, 751 and 752, file room in the Lower Lobby of the Equitable Building, and space in the 7th floor bridge to Calvert Building, for a term of one year from November 1, 1946, at the annual rental of \$16,224.00.
- State Law Department - O'Sullivan, Inc., for offices 1901-1910, inclusive, in the O'Sullivan Building, Baltimore, for a term of one year from January 1, 1947, at an annual rental of \$4,887.50.
- Maryland State Board of Plumbing Commissioners - Maryland Trust Company, for offices 203-205 in the Old Town Bank Building, Baltimore, for a term of one year from January 1, 1947, at an annual rental of \$960.00.
- State Department of Public Welfare - Bay Realty Company, for the entire second and third floors of the Triangle Building, known as the Wonder Building, for a term of two years from April 1, 1947, at an annual rental of \$17,500.00.
- Board of Public Works - The Davison Chemical Corporation, for #706, #1001 to #1012, #901 to 912, #501 to 512, #701 to 702, of Davison Building, Baltimore, for a term of ten months from December 1, 1946 at an annual rental of \$720.00 for #706 and \$25,330.00 for the other offices.

State Athletic Commission-The Davison Chemical Corporation, for #612 Davison Building, Baltimore, for a term of ten months from December 1, 1946, at an annual rental of \$726.72.

Unemployment Compensation Board - O'Sullivan, Inc., for offices 922-925, inclusive, offices 1511-1525, inclusive, and offices 1550-1554, inclusive, for a term of nine months from December 1, 1946, at a monthly rental of \$996.87.

Unemployment Compensation Board - John W. McCool, for one large room on the north side of the building known as McCool Building, Elkton, Maryland, for a term of one year from December 1, 1946, at an annual rental of \$1,356.00.

Unemployment Compensation Board - Joseph Hinebaugh, for three rooms on the first floor at 77 Third Street, Oakland, Maryland, for a term of one year from December 1, 1946, at an annual rental of \$780.00.

Unemployment Compensation Board - Ann B. Smith, for office space at 111 Court Street, Chestertown, Maryland, for a term of one year from December 1, 1946, at an annual rental of \$600.00.

(While the leases shown above are described as new leases, this space has been previously rented by the Unemployment Compensation Board and paid for by the Federal Government.)

Unemployment Compensation Board - Trustees of Grace Methodist Episcopal Church South, for the entire first floor of 101 Race Street, Cambridge, Maryland, for a term of three years from December 1, 1946, at an annual rental of \$1,740.00.

Unemployment Compensation Board - County Commissioners for Frederick County, for the front rooms on the second floor of the west wing of Winchester Hall of the premises known as Seminary Building, at 12 E. Church Street, Frederick, Maryland, for a term of three years from January 1, 1947, at an annual rental of \$900.00.

Unemployment Compensation Board - L. W. Gunby Company, for entire second floor of Gunby Building, Division and Circle Avenues, Salisbury, Maryland, for a term of one year from December 1, 1946, at an annual rental of \$1,560.00. The rental for these offices was formerly paid by the Federal Government.

University of Maryland, Extension Service - Harry H. Rieck, Jr., John D. Rieck, and Carl A. Rieck, by Harry H. Rieck, Sr., Guardian, for three-acre tract of land near the Preston-Choptank Road, Caroline County, and 1 and 4/10ths from Preston, for the period January 15, 1946 to December 31, 1946, at an annual rental of \$1.00.

The Board also approved the execution of leases for the University of Maryland Farm Labor Program at Allen, Berlin, Harwood, and Preston, Maryland, for one year from December 31, 1946.

Mr. Kirkman advised the Board that the State Board of Hairdressers and Beauty Culturists had terminated their lease for offices in the Calvert Building, Baltimore, as of September 11, 1946, and that an adjustment of the rent covering those offices had been made. The Board is now located at 102 Park Avenue, Baltimore, as approved by the Board of Public Works at a previous meeting.

The Board approved the rental of an additional office by the State Game and Inland Fish Commission, adjoining their present offices in the Munsey Building, Baltimore, with a rental under sublease from January 1, 1947 to March 14, 1947 to be \$30.00 per month, and thereafter under a regular lease at the rate of \$35.00 per month.

Upon the recommendation of Mr. Kirkman, the Board approved an increase of \$60.00 per year in the rental paid by the University of Maryland for the laboratory at Hancock, Maryland, with the understanding that the owner will install heating facilities, the increased rental to become effective upon the installation of the heating facilities.

The Board approved the execution of a new lease for the State Roads Commission covering their District Office at Towson, Maryland, at an annual rental of \$1,200.00, effective January 1, 1947.

The Board approved request of Crownsville State Hospital for authority to lease land in the vicinity of the hospital for agricultural purposes and instructed Mr. Kirkman to follow through in having such a lease executed and submitted to the Board for approval.

The Board approved execution of lease for:- State Bank Commissioner with The Davison Chemical Corporation, for Rooms #301 to 311, inclusive, in the Davison Building, Baltimore, for a term of ten months, at an annual rental of \$7,737.72. Also, Room #312, Davison Building, Baltimore, for ten months from December 1st, 1946, at an annual rental of \$600.00.

GENERAL EMERGENCY FUND:

The Board approved request of Montrose School for Girls for an allotment of \$24,290.00 from the General Emergency Fund to cover necessary operating expenses in the current fiscal year, including corrections of fire hazards, amounting to \$10,000; recommended by the State Insurance Department.

Mr. Kirkman submitted to the Board a request of the State Department of Health for an allotment of \$25,000 for services to crippled children, in order to pay the Children's Hospital School and Kernan's Hospital \$3.50 a day, instead of \$2.50, for the fiscal year 1947.

This request was deferred for consideration in the next budget.

The Board approved request of the Maryland Training School for Colored Girls for an allotment from the General Emergency Fund to cover the costs of a Case Worker, a Senior Stenographer, 2 Teachers, Vocational Instructor, and increases in various expenses and equipment items, but only to the extent of \$8,950.00 to cover miscellaneous operating expenses in the fiscal year 1947, and instructed Mr. Kirkman to contact the school for a statement of the distribution of this allotment.

The Board reviewed the financial situation of the State Board of Law Examiners for the current fiscal year and approved an allocation of \$2,780.00 from the General Emergency Fund to cover necessary operation expenses in the fiscal year 1947.

At the request of the Governor the Board approved an allotment of \$6,000.00 from the General Emergency Fund for expenses incurred in connection with the issuance of Veterans' Certificates as authorized by Chapter 277 of the Acts of 1945, this amount representing the cost of postage for mailing out these Certificates.

Mr. Kirkman submitted to the Board a request from the Maryland State School for the Deaf for an allotment from the General Emergency Fund for the fiscal year 1947 to cover revised standard salary scales, etc. The Board requested Mr. Kirkman to investigate this request further and then report to the Board at the next meeting.

The Board deferred action on two requests of the Department of Motor Vehicles for allotments from the General Emergency Fund for the fiscal year 1947 pending further investigation by Mr. Kirkman and a later report to the Board.

The Board was unable to approve request of the Maryland Racing Commission for an allotment of \$5,000 from the General Emergency Fund for the fiscal year 1947 to cover professional services and materials because of the fact that the appropriation to the Maryland State Racing Commission is limited by law.

Upon the recommendation of Mr. Kirkman, the Board approved an allocation of \$2,975.00 from the General Emergency Fund to Rosewood State Training School to cover the cost of rehabilitation of refrigeration facilities.

The Comptroller advised the Board that in closing out the affairs of the Surplus War Property Department it was found that an additional allotment would be necessary from the General Emergency Fund for this department. Upon the recommendation of Mr. Kirkman, the Board approved the transfer of \$732.01 from the General Emergency Fund.



STATE PROPERTY:

The Board authorized the disposal of the following items of State property no longer required for the operation of the State's business by the agencies listed: -

- Department of State Forests and Parks - sale of 1940 Dodge Pick-up #787 to Paul Upman, of Catonsville, for \$344.83; and the sale of 1941 Chevrolet Pick-up #791 to Paul Upman, of Catonsville, for \$374.50.
- Department of Health - sale of #92 Mimeograph Duplicator to C. F. Poole, Glen Burnie, for \$75.00; and to Arie Hughes, Denton, a chunk stove for \$10 and 3/4 cord of stove wood for \$10.
- State Department of Public Welfare - sale by the Allegany County Welfare Board to Gray & Co., Cumberland, of 7 chairs, 2 desks, 2 single-drawer steel files, 2 oil heaters, and 1 drafting table for \$10.; and to Dr. D. R. Boone, Cambridge, of an oil heater for \$75. by the Dorchester County Welfare Board.
- State Roads Commission - sale to La Plata Junk Yard, of 75 truck and car batteries @ 75¢ each; to R. A. Kenworthy, Jr., Centreville, of Western Pull Grader for \$50.; to Harry Gordan, Dover, Delaware, of 36 old tires at \$20. per ton; to Maryland House of Correction 1 walk-in cooler with coil and frigidaire unit #636775 for \$263.50 and one cook stove for \$20.
- St. Mary's Female Seminary - sale of 2 Remington Typewriters to American Typewriter Company, Baltimore, for \$40.00 each.
- State Roads Commission - sale to Ray Kight, Oakland, of Caterpillar Motor Patrol for \$200.; and to Weldon Fisher, Salisbury, for \$140.00.

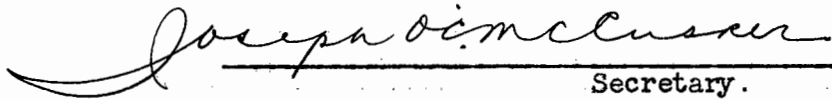
POST WAR CONSTRUCTION:

The Board approved request of Rosewood State Training School for an additional \$4,000.00 to cover the cost of repairs to guttering, spouting, and slate roofing, payment to be made from the Post War Construction Fund allocation to the school. The bid of Wallace Roofing Company, in the amount of \$14,000.00, was the lowest bid received for the doing of this work and the Board approved the awarding of a contract to this company.

The Board approved request of Bowie State Teachers College for authority to accept the bid of G. T. Beckstrom for exterior painting at that institution, payment to be made from the allocation in the postwar construction program for Repairs and Improvements.

The Board approved the expenditure of \$155.00 by Maryland Training School for Colored Girls from the allocation to that institution in the postwar construction program for Laundry and Domestic Science Equipment in the amount of \$10,000.00 to cover the cost of installing three sinks and the installation of gas.

There being no further business, the meeting was adjourned.

  
Secretary.

